

UNITED STATES DISTRICT COURT

for the

Southern District of West Virginia

United States of America)	
v.)	
GARY SAWYERS)	Case No. 5:23-cr-0000125
<i>Defendant</i>)	

SUBPOENA TO TESTIFY AT A HEARING OR TRIAL IN A CRIMINAL CASE

To: Thomas Tolley
 [REDACTED] Drive
 [REDACTED], West Virginia

YOU ARE COMMANDED to appear in the United States district court at the time, date, and place shown below to testify in this criminal case. When you arrive, you must remain at the court until the judge or a court officer allows you to leave.

Place of Appearance:	United States District Court 110 North Heber Street Beckley, WV 25801	Courtroom No.:	Courtroom 310 (Judge Volk)
		Date and Time:	February 18, 2025, at 9:00 a.m.

You must also bring with you the following documents, electronically stored information, or objects (*blank if not applicable*):

(SEAL)

Date: 2/10/2025

CLERK OF COURT


 Signature of Clerk or Deputy Clerk

The name, address, e-mail, and telephone number of the attorney representing (*name of party*) _____, who requests this subpoena, are:

David R. Bungard, Assistant Federal Public Defender
 Office of the Federal Public Defender
 300 Virginia Street, East, Room 3400
 Charleston, WV 25301
 david_bungard@fd.org
 (304) 347-3350

AO 89 (Rev. 08/09) Subpoena to Testify at a Hearing or Trial in a Criminal Case (Page 2)

Case No.

PROOF OF SERVICE

This subpoena for (*name of individual and title, if any*) Thomas Tolley
 was received by me on (*date*) 2/10/2025.

I served the subpoena by delivering a copy to the named person as follows:
326 Riverbend Drive Opa, WV @ 5:30 pm by hand at
on (date) 2/10/2025; or

I returned the subpoena unexecuted because: _____

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also tendered to the witness fees for one day's attendance, and the mileage allowed by law, in the amount of
\$ _____.

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: 2/10/2025

Nichols Harden

Server's signature

Nicholas Harden Investigator

Printed name and title

300 Virginia St. East Rm 3400
Charleston, WV

Server's address

Additional information regarding attempted service, etc:

Informed Tolley AFPD David Bungard requested him be at court on Thursday, February 20th @ 1:00 pm in Buckley Federal Courthouse